

**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
--------------------	--------------	-----------------------	---------------------------

09/365,863

08/03/99

HATA

D

0557-4744-2

0242/0831

OBILON SPIVAK MOOLELLAND
MAIER & NEUSTADT PC
4TH FLOOR
1755 JEFFERSON DAVIS HIGHWAY
ARLINGTON VA 22202

NOT ASSIGNED

2852

DATE MAILED:

08/31/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☐ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ small entity (statement filed) ☐ non-small entity is \$ 0.00

☐ 1. The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. The following additional claims fees are due:

\$ _____ for _____ total claims over 20.

\$ _____ for _____ independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

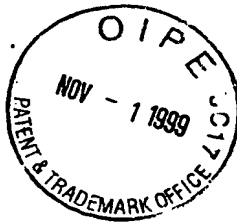
☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

Docket No. 0557-4744-2



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Daisuke HATA

ATTN: APPLICATION PROCESSING
DIVISION

SERIAL NO.: 09/365,863

FILED: August 3, 1999

FOR: AUTO-FOCUS APPARATUS AND
CONTROL METHOD FOR THE SAME

FILING OF DECLARATION UNDER 37 CFR 1.53(f)

Assistant Commissioner for Patents
Washington, D. C. 20231

Sir:

Responsive to the notification dated August 31, 1999, and in accordance with the provisions of 37 CFR 1.53(f), Applicants submit herewith a Rule 63 Declaration.

The required fee was paid at the time of filing the application.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P. C.

Marvin J. Spivak
Attorney of Record
Registration No. 24,913
Robert F. Gnuse

Registration Number 27,295

Fourth Floor
1755 Jefferson Davis Highway
Arlington, Virginia, 22202
(703) 413-3000/ Fax No. (703) 413-2220
(OSMMN 1/97)
MJS:ctp

SECTOR 3

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

ATTORNEYS AT LAW

FOURTH FLOOR
1755 JEFFERSON DAVIS HIGHWAY
ARLINGTON, VIRGINIA 22202 U.S.A.

(703) 413-3000

(703) 413-2220 FACSIMILE

OBLONPAT@OBLON.COM

WWW.OBLON.COM

PATENT, TRADEMARK AND COPYRIGHT LAW
AND RELATED FEDERAL AND ITC LITIGATION



NORMAN F. OBLON
MARVIN J. SPIVAK
C. IRVIN McCLELLAND
GREGORY J. MAIER
ARTHUR L. NEUSTADT
RICHARD D. KELLY
JAMES D. HAMILTON
ECKHARD H. KUESTERS
ROBERT T. POUS
DAVID J. KERA
CHARLES L. GHOLZ
VINCENT J. SUNDERDICK*
WILLIAM E. BEAUMONT
ROBERT F. GNUSE
JEAN-PAUL LAVALLEYE, PH.D.
JEFFREY H. KAUFMAN
BRIAN D. ANDERSON
ROBERTA S. BREN
STEPHEN G. BAXTER, PH.D.
RICHARD L. TREANOR, PH.D.
STEVEN P. WEIHOUGH
JOHN T. GOOLKASIAN*
RICHARD L. CHINN, PH.D.
STEVEN E. LIPMAN
CARL E. SCHUER
P. JAY HINES
JAMES J. KULBASKI
RICHARD A. NEIFELD, PH.D.
J. DEREK MASON, PH.D.
SURINDER SACHAR
JONATHAN HUDIS
CHRISTINA M. GADIANO
JEFFREY B. McINTYRE*
WILLIAM T. ENOS*
MICHAEL E. MCCABE, JR.*
STEVEN C. TABACKMAN

GERALD J. MOSSINGHOFF
MILTON STERMAN
SAMUEL H. BLECH*
JOHN D. TRESANSKY*
ALTON D. ROLLINS
JAMES R. BOLLER*
HARRIS A. PITLICK*
RAYMOND F. CARDILLO, JR.
ROBERT W. HAHN, PH.D.
JORDAN S. WEINSTEIN
MASAYASU MORI*†

FRANK J. WEST*
BRADLEY D. LYTLE
KATHLEEN COONEY-PORTER*
ANDREW M. OLLIS
MARGO LIVESAY, PH.D.*
MICHAEL A. GUILIANA*
CORWIN P. UMBACH, PH.D.
RON MYERS*
W. TODD BAKER*
DAVID D'ZURILLA
JOSEPH A. SCAFETTA, JR.
CARLOS R. VILLAMAR
ROBERT C. MATTSOON
MANDY M. PETROCELLI
EDWIN D. GARLEPP
ALEXANDER E. GASSER*
KETH DITTHAVONG
CHRISTOPHER D. WARD
THOMAS M. CUNNINGHAM, PH.D.
FREDERICK D. VASTINE, PH.D.*
MICHAEL R. CASEY, PH.D.*
JOHN K. PIKE, PH.D.*
GEORGE F. LESMES*
JAMES J. KELLY, PH.D.*
DAVID A. BILODEAU*
STAMATIOS MYLONAKIS, PH.D.*
PHILIPPE J.C. SIGNORE, PH.D.*
KEVIN A. NORDBERG*

* BAR MEMBERSHIP OTHER
THAN VIRGINIA
† JAPANESE PATENT ATTORNEY
* REGISTERED PATENT AGENT

DOCKET NO: 0557-4744-2

ATTN: APPLICATION BRANCH

**THIS IS A RESPONSE TO A
NOTICE TO FILE MISSING PARTS OF APPLICATION**

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Re: Inventor: Daisuke HATA
Serial No.: 09/365,863
Filed: August 3, 1999
For: AUTO-FOCUS APPARATUS AND CONTROL
METHOD FOR THE SAME

SIR:

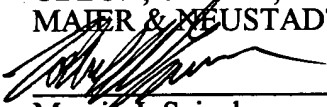
Attached hereto for filing are the following papers:

**Notice to File Missing Parts
Filing of Declaration/Declaration**

Our check in the amount of \$.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.


Maryn J. Spivak
Attorney of Record
Registration No. 24,913

Robert F. Gnuse
Registration Number 27,295